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2144

PATENT  
Attorney Docket No.: AVARS-02700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Group Art Unit: 2144  
Mansour J. Karam et al. ) Examiner: Bengzon, Greg C.  
Serial No.: 10/070,338 ) **TRANSMITTAL LETTER**  
Filed: December 12, 2002 )  
For: **METHOD AND APPARATUS FOR** ) 162 N. Wolfe Road  
**CHARACTERIZING THE** ) Sunnyvale, CA 94086  
**QUALITY OF NETWORK PATH** ) (408) 530-9700  
Customer No.: 28960

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed please find a Supplemental Information Disclosure Statement, a Certification pursuant to 37 C.F.R. § 1.97(e) for the Supplemental Information Disclosure Statement, and Form PTO-1449 including copies of the references contained thereon, for filing in the U.S. Patent and Trademark Office.

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. 08-1275. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Respectfully submitted,  
HAVERSTOCK & OWENS LLP

Dated: 10-19-06

By: Thomas B. Haverstock  
Thomas B. Haverstock  
Reg. No.: 32,571

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.6(a))  
I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP.

Date: 10-19-06 By: [Signature]



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Serial No.: 10/070,338	)	<b><u>CERTIFICATION FOR</u></b>
Filed: December 12, 2002	)	<b><u>SUPPLEMENTAL INFORMATION</u></b>
For: <b>METHOD AND APPARATUS FOR</b>	)	<b><u>DISCLOSURE STATEMENT UNDER 37</u></b>
<b>CHARACTERIZING THE</b>	)	<b><u>CFR § 1.97(e)</u></b>
<b>QUALITY OF NETWORK PATH</b>	)	162 N. Wolfe Road
	)	Sunnyvale, CA 94086
	)	(408) 530-9700
	)	Customer No.: 28960

MS: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This certification is being made for the Supplemental Information Disclosure Statement accompanying this certification.

**Certification**


I, the person signing below, hereby certify that the printed publications contained in the enclosed supplemental information disclosure statement were cited within an Official Action mailed on September 29, 2006. **Accordingly, I hereby certify that no reference contained within this supplemental information disclosure statement was cited in a communication from a foreign patent office in a related foreign application, and, to the knowledge of the person signing the statement, after making reasonable inquiry, no reference contained within this supplemental information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this supplemental information disclosure statement. 37 C.F.R. 1.97(e)(2).**

**Identification of Person Making Certification**

The person making this certification is the attorney who signs below on the basis of the information in the attorney's file.

Respectfully submitted,  
HAVERSTOCK & OWENS LLP


Dated: 10-19-06

By:   
Thomas B. Haverstock  
Reg. No.: 32,571

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.8(a))  
I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP

Date: 10-19-06 By: 



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Serial No.: 10/070,338	)	<b><u>SUPPLEMENTAL INFORMATION</u></b>
Filed: December 12, 2002	)	<b><u>DISCLOSURE STATEMENT</u></b>
For: <b>METHOD AND APPARATUS FOR</b>	)	162 N. Wolfe Road
<b>CHARACTERIZING THE QUALITY</b>	)	Sunnyvale, CA 94086
<b>OF NETWORK PATH</b>	)	(408) 530-9700
	)	
	)	Customer No.: 28960

MS: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The citations listed below, copies attached, may be material to the examination of the above-identified application, and are therefore submitted in compliance with the duty of disclosure defined in 37 C.F.R. §§ 1.56 and 1.97. The Examiner is requested to make these citations of official record in this application.

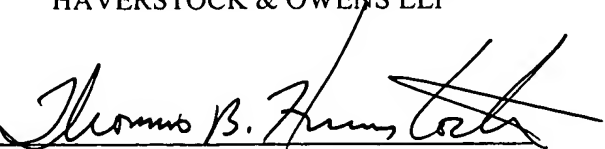
Applicants have become aware of the following printed publications which may be material to the examination of this application:

- U.S. Patent No. 6,973,490 B1; and
- U.S. Publication No. 2001/0010059 A1.

This Supplemental Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that anyone or more of these citations constitutes prior art.

Respectfully submitted,  
HAVERSTOCK & OWENS LLP


Dated: 10-19-06

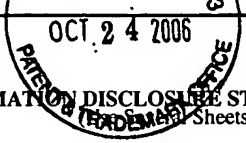
By:   
Thomas B. Haverstock  
Reg. No.: 32,571

Attorneys for Applicants

**CERTIFICATE OF MAILING (37 CFR § 1.8(a))**  
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- 1 -

HAVERSTOCK & OWENS LLP.  
Date: 10-19-06 By: 

FORM PTO-1449 (Modified)				U.S. Department of Commerce Patent and Trademark Office		Attorney Docket No.: AVARS-02700		Serial No.: 10/070,338	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (37 CFR § 1.98(b))						Applicant: Mansour J. Karam et al.			
						Filing Date: December 12, 2002		Group Art Unit: 2144	
<b>U.S. PATENT DOCUMENTS</b>									
Examiner Initials		Serial / Patent Number	Issue Date	Applicant / Patentee	Class	Subclass	Filing Date		
	AA	6,973,490 B1	12/06/2005	Robertson et al.	709	224	06/23/2000		
	AB	US 2001/0010059 A1	07/26/2001	Burman et al.	709	224	10/28/1998		
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<b>FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS</b>									
		Document Number	Publication Date	Country / Patent Office	Class	Subclass	Translation		
							Yes	No	
	AP								
	AQ								
	AR								
	AS								
	AT								
<b>OTHER DOCUMENTS (Including Author, Title, Date, Relevant Pages, Place of Publication)</b>									
	AU								
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	AW								
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	AY								
	AZ								
	BA								
	BB								
	BC								
Examiner:					Date Considered:				
<b>EXAMINER:</b> Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.									